

ORDINANCE NO. 108
Concerning Nuisances

Article 1

Be it ordained by the Board of Trustees of the incorporated Town of Las Animas.

Section 1

That any pen, place or premises, in or upon which any hog or hogs shall be kept, so as to be offensive or an annoyance to any person, is hereby declared to be a nuisance.

Any person so offending shall be fined in a sum not less than five dollars for each day he or she neglects or refuses to abate such nuisance, after being notified by the Town Marshal.

Section 2

Any person who shall post or place any hand bill or play card of any description or paint any sign upon any public or private house, or other building, or upon any fence or other premises, shall be adjudged guilty of a nuisance, and fined not less than one dollar nor more than ten dollars for each and every offense, unless permission to post such articles or paint such signs shall have first been obtained from the owner or occupant of such building or premises.

Section 3

Any person who shall permit any cellar, vault, private drain, pool, privy or grounds upon any premises belonging to or occupied by him, to become nauseous, foul or injurious to the public health, shall be subject to a fine of not less than one dollar for each day the same is suffered to remain after due notice has been given to abate the same.

Section 4

Any animal or brute which shall be killed or die from any cause in the Town shall at once be removed by the owner or keeper beyond the limits of the Town and buried, under a penalty of not less than five nor more than twenty dollars each day said animal shall remain within the limits of the Town.

Section 5

Any person who shall throw into any street or alley or vacant lot in the Town, waste paper, old clothes, shoes, hats, bottles, broken glassware, ashes, pieces of books or other litter or who shall sweep from their place of business any straw, paper, filth or litter of any kind shall be deemed a nuisance and on conviction shall be fined not less than one nor more than ten dollars for such offense.

Section 6

Whenever any nuisance shall be abated at the expense of the Town after notice shall have been given, such expense may be recovered of the owner of any premises upon which such nuisance may be found, or of the author of such nuisance, by civil action before the police magistrate.

Section 7

For the purpose of carrying the foregoing provisions into effect it shall be the duty of the Town Marshal to ascertain and cause all nuisances declared to be such by this ordinance, to be abated, and said officer shall have the power to enter upon any premises if he shall deem necessary to examine as to the cause; and to cause all stagnant waters to be drained and to cause all dead animals or other nauseous substances, to be buried or removed from the town.

Article II

Defective, vacant, dangerous and unsafe buildings or structures.

Section 1

Any vacant building, structure or tenement situated within the limits of the Town of Las Animas which by reason of natural decay, defective structure or otherwise, shall become unsafe and dangerous to individuals, and to endanger by fire the property of others, or the health of the community, shall be and the same are hereby declared a nuisance.

*Ord
108
pg 2*

Section 2

Wherever a vacant building, structure or tenement is discovered to be in the condition mentioned in Section one, notice by the Town Marshal shall be at once given notifying the owner or agent to remedy it by repairing or abating the same by removing it.

Section 3

Any owner of any building, structure or tenement, such as, decayed and dilapidated house and structure, who shall allow or permit the same to become unsafe and dangerous to life and property by reason of fire and otherwise, or shall permit the same to remain in such condition fifteen days after notice duly served upon him or them to remedy or repair the same or abate the nuisance, shall be guilty of violating this ordinance and suit may be brought against the owner of any building as in other civil actions for the legal abatement of the same as a nuisance and in all cases the Town Trustees may order any such nuisance to be summarily abated.

Section 4

This ordinance shall take effect five days after its publication in the Bent County Democrat.

Note

Passed at a regular meeting of the Board of Trustees of the incorporated Town of Las Animas, a majority of the whole number of the members elected to said Board concurring by the following vote: Yeas; Geo. J. Kramer, Geo. E. McCauley, Wm. B. Peart, Benjamin Neher. Nays; none.

March 10th 1896

Attest

H. J. Jacquart
Clerk & Recorder

Approved

W. H. Stone

Mayor Pro Tem